

UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MASSACHUSETTS

EDWIN JAMES BITTNER

Plaintiff,

v.

OPTOS, INC.,

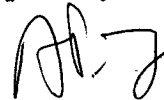
Defendant.

CIVIL ACTION NO. 04-12465MLW

**DEFENDANT OPTOS, INC.'S LOCAL RULE 16.1(D)(3) CERTIFICATION**

Counsel for Optos, Inc. and Optos, Inc. hereby certify that they have conferred with a view to establishing a budget for the costs of conducting the full course of this litigation and to consider the resolution of the litigation through the use of alternative dispute resolution programs.

Respectfully submitted,



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OPTOS, INC.



By: \_\_\_\_\_

Name:

Title:

Dated: April 29, 2005

CE. \_\_\_\_\_ VICE

I hereby certify that a true copy of the  
above document was served upon the  
attorney on record for each other party by  
mail/~~hand delivery~~ on:

April 29, 2005  
